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Changes in Particulars of Director intimated Through DIR-6 or DIR-3 KYC - A Dilemma



CA. Anshal Khare
 on 20 August 2019

As per the Companies (Amendment and Qualification of Directors) Third Amendment Rules, 2019 those who have already filed DIR-3 KYC, would only be required to complete their Web-Based KYC, which will be pre-filled with data, based on the records present in the registry of the government, for ease of verification by such persons concerned.

Features of DIR-3 KYC

- KYC of DIN on annual basis by 30th September is mandatory;
- For Form DIR-3KYC. Digital Signature is required.
- KYC of DIN in respect of which DIR-3 KYC has been made in previous years can be made by filing following forms by 30th September of respective financial year:
- Unique Email Id and Mobile Number of Director Required which is totally different from the E Mail Id of Company which is reported through Active Form

Question: While Filling the E Form DIR-3KYC, it comes to the notice that Particulars in Name of Director or Fathers name is Different from PAN Database:

Answer: No need to worry as soon as Form DIR-3 KYC uploaded with Corrected Data, Changes automatically taken place.

Question: What about if Changes have taken place after filling Form DIR-3 KYC?

Answer: In such a case we shall need to file Form DIR-6 to MCA Portal.

Conclusion:



E Form DIR-3 KYC may be also used as reporting changes in Particulars of Director while filling of Annual Basis but if any Changes Occurred after E Filling of Form DIR-3KYC, which shall be reported through E Form DIR-6 for Intimation of change in particulars of Director to be given to the Central Government. Hence in the present scenario, while uploading Form DIR 3KYC, the objective of Form DIR-6 is also fulfilled which is create Dilemma whether to use DIR-6 before E Form DIR-3 KYC or alone file E Form DIR-3 KYC.

So only filling of E Form DIR-3 KYC is sufficient in itself.

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RITWIK BHATTACHARYA

2 months ago

I HAVE ALREADY FILED DIR-3 KYC E FORM HOW CAN I CHANGE DIRECTOR NAME AFTER SUBMIT DIR-3 KYC E FORM PLEASE HELP ME SIR I NEED CORRECTION DIRECTOR NAME OR DIRECTOR FATHERS NAME

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 Need to file E Form DIR 6, to intimate the Changes to Concerned ROC
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if we have already filed dir 3 web kyc of directors then do we have to file dir-3 kyc

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 CA. ANSHAL KHARE

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No, First of all we need to understand the logic behind Web KYC and form KYC. Web KYC is only used in the case of all details consistently matched with the previous filled Data of DIR 3 KYC. if any mismatched notices in web KYC, we need to file DIR 3 KYC form, otherwise no need to file KYC Form. Web KYC is sufficient in itself.

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